

TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARDLIVE VENTURES, INC.
Petitioner,

Adv.

SAROJ INTERNATIONAL, INC.
Registrant.Registration No: 3143997
Registration No: 3147241
Registration No: 3158549

CANCELLATION NO: 92047661

76.632, 553

ANSWER

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-1451CERTIFICATE OF MAILING

I hereby certify that this ANSWER is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Trademarks, Trademark Trial and Appeals Board, P.O. Box 1451, Alexandria VA 22313-1451.

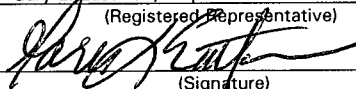
EB515767177US

July 25, 2007

(Mailing Date)

Gary L. Eastman, Esq.

(Registered Representative)



(Signature)

July 25, 2007

(Date of Signature)

Answer to Petition for Cancellation



ANSWER

Saroj International, Inc. alleges for its answer and affirmative defenses to the Petition for Cancellation of its marks of www.east13.com, east13 and East Thirteen by Live Ventures, Inc., as follows:

1. Registrant denies the allegations of paragraph 1 of the Petition.
2. Registrant denies the allegations of paragraph 2 of the Petition.
3. Registrant admits the allegations of paragraph 3 of the Petition.
4. Registrant admits the allegations of paragraph 4 of the Petition.
5. Registrant is without sufficient information or knowledge to either admit or deny the allegations of paragraph 5 of the Petition.
6. Registrant admits the allegations of paragraph 6 of the Petition.
7. Registrant admits the allegations of paragraph 7 of the Petition.
8. Registrant admits the allegations of paragraph 8 of the Petition.
9. Registrant admits the allegations of paragraph 9 of the Petition.
10. Registrant admits the allegations of paragraph 10 of the Petition.
11. As paragraph 11 of the Petition does not contain any allegations, Registrant believes no response is necessary.
12. As paragraph 12 of the Petition does not contain any allegations, Registrant believes no response is necessary.

13. Registrant denies the allegations of paragraph 13 of the Petition.
14. Registrant denies the allegations of paragraph 14 of the Petition.
15. Registrant denies the allegations of paragraph 15 of the Petition.
16. Registrant denies the allegations of paragraph 16 of the Petition.
17. Registrant denies the allegations of paragraph 17 of the Petition.
18. Registrant denies the allegations of paragraph 18 of the Petition.
19. Registrant denies the allegations of paragraph 19 of the Petition.
20. As paragraph 20 of the Petition does not contain any allegations, Registrant believes no response is necessary.
21. Registrant admits the allegations of paragraph 19 of the Petition.
22. Registrant denies the allegations of paragraph 22 of the Petition.
23. Registrant denies the allegations of paragraph 23 of the Petition.
24. Registrant denies the allegations of paragraph 24 of the Petition.
25. Registrant denies the allegations of paragraph 25 of the Petition.
26. Registrant admits the allegations of paragraph 26 of the Petition.
27. Registrant denies the allegations of paragraph 27 of the Petition.
28. Registrant admits the allegations of paragraph 28 of the Petition.
29. Registrant denies the allegations of paragraph 29 of the Petition.
30. Registrant admits the allegations of paragraph 30 of the Petition.
31. Registrant denies the allegations of paragraph 31 of the Petition.
32. Registrant admits the allegations of paragraph 32 of the Petition.

33. Registrant denies the allegations of paragraph 33 of the Petition.
34. Registrant denies the allegations of paragraph 34 of the Petition.
35. Registrant denies the allegations of paragraph 35 of the Petition.

AFFIRMATIVE DEFENSES

1. Registrant is informed and believes and based upon such information and belief alleges that Petitioner's Petition for Cancellation is barred as a result of the conduct of Petitioner by the doctrine of estoppel.
2. Registrant is informed and believes and based upon such information and belief alleges that Petitioner's Petition for Cancellation is barred as a result of the conduct of Petitioner by the doctrine of laches.
3. Registrant is informed and believes and based upon such information and belief alleges that Petitioner's Petition for Cancellation is barred as a result of the conduct of Petitioner by the doctrine of waiver.
4. Registrant is informed and believes and based upon such information and belief alleges that Petitioner's Petition for Cancellation is barred as a result of the conduct of Petitioner by the doctrine of acquiescence.
5. Registrant is informed and believes and based upon such information and belief alleges that Petitioner's Petition for Cancellation is barred as a result of the conduct of Petitioner by the doctrine of unclean hands.

6. Registrant is informed and believes and based upon such information and belief alleges that Petitioner's Petition for Cancellation is barred as a result of the conduct of Petitioner which constituted a knowing and intentional relinquishment of Petitioner's rights, if any, against Registrant.

7. Registrant is informed and believes and based upon such information and belief alleges that Petitioner's Petition for Cancellation is barred as a result of the conduct of Petitioner's fraud on the United States Patent and Trademark Office in making fraudulent assertions with regard to its Application Serial No. 78/925708.

8. Registrant is informed and believes and based upon such information and belief alleges that assuming, pro-arguendo, that Petitioner's Petition for Cancellation is not totally without merit, Registrant would nevertheless be entitled to a registration of its marks with a restricted identification reflecting the actual nature of its goods.

WHEREFORE, Registrant hereby requests that Petitioner take nothing by way of its Petition for Cancellation and that the Cancellation proceeding be dismissed or a judgment entered against Petitioner and that Registrant's Registrations remain on the Register.

Dated: July 25, 2007

Respectfully submitted,

By: _____



Gary L. Eastman, Esq.

Attorney for Registrant Saroj International, Inc.

Registration No. 41,005

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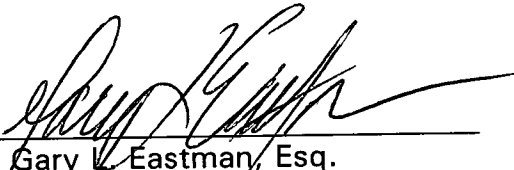
CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing ANSWER has been served on PETITIONER LIVE VENTURES, INC. by mailing said copy on July 25, 2007, via First Class Mail, postage prepaid to: NORBERT STAHL, STAHL LAW FIRM 2 MEADOWS LANE, SAN CARLOS, CALIFORNIA 94070.

Dated: July 25, 2007

Respectfully submitted,

By:



Gary V. Eastman, Esq.

Attorney for Registrant Saroj International, Inc.

Registration No. 41,005

CORRESPONDENCE ADDRESS

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